

APPLICATION FOR PERMIT  
TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of filing in State Engineer's Office.....MAY 05 1994.....

Returned to applicant for correction.....

Corrected application filed.....

Map filed.....MAY 05 1994.....

The applicant.....Alvah F. and Rita T. Cummins.....  
.....316 Lacy Lane....., of.....Las Vegas.....  
.....Street and No. or P.O. Box No......City or Town.....

.....Nevada 89107....., hereby make.... application for permission to appropriate the public  
.....State and Zip Code No......  
waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of incorporation; if a  
copartnership or association, give names of members.).....

1. The source of the proposed appropriation is...an underground source in the Mesquite Valley  
.....Name of stream, lake, spring, underground or other source.....  
(Sandy Valley) Basin.....

2. The amount of water applied for is.....0.00279.....second-feet  
.....One second-foot equals 448.83 gals. per min......

(a) If stored in reservoir give number of acre-feet.....

3. The water to be used for....commercial and domestic purposes.....  
.....Irrigation, power, mining, manufacturing, domestic, or other use. Must limit to one use......

4. If use is for:

(a) Irrigation, state number of acres to be irrigated.....

(b) Stockwater, state number and kinds of animals to be watered.....

(c) Other use (describe fully under No. 12. "Remarks").....

(d) Power:

(1) Horsepower developed.....

(2) Point of return of water to stream.....

5. The water is to be diverted from its source at the following point...within the NE1/4 of the SE1/4  
of Section 16, Township 25 South, Range 57.....Describe as being within a 40-acre subdivision of public  
East, M.D.B.&M. or at a point from which the Southeast corner of said  
.....survey, and by course and distance to a section corner. If on unsurveyed land, it should be so stated.  
Section 16 bears South 10°51'14" East a distance of 1618.89 feet.....

6. Place of use.....See Attached.....  
.....Describe by legal subdivision. If on unsurveyed land, it should be so stated......

7. Use will begin about...January 1st.....and end about...December 31st....., of each year.  
.....Month and Day.....Month and Day.....

8. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and  
specifications of your diversion or storage works.)...well, submersible pump, electric motor  
.....State manner in which water is to be diverted, i.e. diversion structure, ditches and  
and domestic water lines  
.....flumes, drilled well with pump and motor, etc......

9. Estimated cost of works \$20,000.00

10. Estimated time required to construct works Five Years  
If well completed, describe works.

11. Estimated time required to complete the application of water to beneficial use Seven Years

12. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use:

The water will be used for irrigation by drip system of alkali and drought-resistant trees on Equestrian Trails 40 feet wide surrounding 6 ten acre parcels (ie: Eldarica Pine, Modesto Ash & Cottonwood), washing of horses, control of dust in horse arena area, toilet and drinking fountain facilities.

s/ Charles E. Cave  
By 1210 Hinson Street  
Las Vegas, Nevada 89102

Compared jr/vjw

Protested

### APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit is issued subject to existing rights. It is understood that the amount of water herein granted is only a temporary allowance and that the final water right obtained under this permit will be dependent upon the amount of water actually placed to beneficial use. It is also understood that this right must allow for a reasonable lowering of the static water level. This well shall be equipped with a two (2) inch opening for measuring depth to water. If the well is flowing, a valve must be installed and maintained to prevent waste. A totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of water begins, or before the Proof of Completion of Work is filed. This source is located within an area designated by the State Engineer, pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

(CONTINUED ON PAGE 2)

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.00279 cubic feet per second, but not to exceed 2.02 acre-feet annually.

Work must be prosecuted with reasonable diligence and be completed on or before January 4, 1997

Proof of completion of work shall be filed before February 4, 1997

Application of water to beneficial use shall be filed on or before January 4, 2000

Proof of the application of water to beneficial use shall be filed on or before February 4, 2000

Map in support of proof of beneficial use shall be filed on or before N/A

Completion of work filed

IN TESTIMONY WHEREOF, I, R. MICHAEL TURNIPSEED, P.E.  
State Engineer of Nevada, have hereunto set my hand and the seal of my

Proof of beneficial use filed

office, this 4th day of January,

Cultural map filed

A.D. 1995

Certificate No. APR 10 1997 Issued

CANCELLED BECAUSE OF FAILURE  
OF APPLICANT TO COMPLY WITH THE PROVISIONS OF PERMIT

R. Michael Turnipseed, P.E.  
State Engineer

(PERMIT TERMS CONTINUED)

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

This permit is issued under the provisions of NRS 534.120(2) as a preferred use.

6. Place of use a portion of the Southeast Quarter (SE1/4) of Section 16,  
Describe by legal subdivision. If on unsurveyed land, it should be so stated.  
Township 25 South, Range 57 East, M.D.B.&M., being the SE1/4 of the  
NE1/4 of the SE1/4 (main place of use) and 40 foot Equestrian Trails  
on the perimeters of the NW1/4 NW1/4 SE1/4, the NE1/4 NW1/4 SE1/4,  
the NW1/4 NE1/4 SE1/4, the NE1/4 NE1/4 SE1/4, the SW1/4 NE1/4  
SE1/4, and the SE1/4 NE1/4 SE1/4 of said Section 16, about 11.5 acres,  
 more or less.